

# COMMITTEE REPORT

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## MR. PRESIDENT:

The Senate Committee on Rules and Legislative Procedure, to which was referred House Bill No. 1100, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 3, after line 9, begin a new paragraph and insert:
- 2 "SECTION 4. IC 2-5-1.1-15 IS ADDED TO THE INDIANA CODE
- 3 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 4 1, 2001]: **Sec. 15. Audio or video coverage provided under section**
- 5 **12 of this chapter is not part of the legislative history of an act**
- 6 **enacted or resolution adopted by the general assembly unless:**
- 7 (1) the content of audio or video coverage provided under
- 8 section 12 of this chapter is:
- 9 (A) incorporated by resolution contemporaneously
- 10 adopted by the chamber in which the coverage originated
- 11 into the house or senate journal required under Article 4,
- 12 Section 12 of the Constitution of the State of Indiana; or
- 13 (B) declared to be part of the legislative history of a bill or
- 14 resolution in a bill contemporaneously enacted by the
- 15 general assembly; and
- 16 (2) the content of the incorporated audio or video coverage is
- 17 certified for accuracy and completeness by the principal clerk
- 18 or principal secretary of the chamber in which the coverage
- 19 originated.
- 20 SECTION 5. IC 2-5-1.1-16 IS ADDED TO THE INDIANA CODE
- 21 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY

1, 2001]: **Sec. 16. Audio or video coverage provided under section 12 of this chapter does not constitute an expression of the legislative intent, purpose, or meaning of an act enacted or resolution adopted by the general assembly unless:**

- (1) the content of audio or video coverage provided under section 12 of this chapter is incorporated by a bill contemporaneously enacted by the general assembly; and**
- (2) the content of the incorporated audio or video coverage is certified for accuracy and completeness by the principal clerk or principal secretary of the chamber in which the coverage originated.**

SECTION 6. IC 2-5-1.1-17 IS ADDED TO THE INDIANA CODE AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2001]: **Sec. 17. It is not the intent of the general assembly in enacting section 12 of this chapter to have the content of the audio or video coverage provided under section 12 of this chapter used as evidence of the legislative intent, purpose, or meaning of an act enacted or resolution adopted by the general assembly.**

SECTION 7. [EFFECTIVE JULY 1, 2001] **It is not the intent of the general assembly in enacting this act to change the judicial rule of statutory construction expressed in *Tinder, Pros. Atty. et al. v. Clarke Auto Co., Inc.* (1958), 238 Ind. 302, 149 N.E.2d 808 and later cases that the motive of individual sponsors of legislation cannot be imputed to the General Assembly unless there is a basis for it in its statutory expression."**

(Reference is to HB 1100 as printed February 23, 2001.)

**and when so amended that said bill do pass .**

Committee Vote: Yeas 6, Nays 1.

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**Senator Garton, Chairperson**